

**IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

<b>OHIO A. PHILIP RANDOLPH INSTITUTE, <i>et al.</i>,</b>	:	
	:	
<b>Plaintiffs,</b>	:	<b>Case No. 2:16-cv-00303</b>
	:	
<b>v.</b>	:	<b>JUDGE GEORGE C. SMITH</b>
	:	
<b>SECRETARY OF STATE, FRANK LAROSE,</b>	:	<b>Magistrate Judge Deavers</b>
	:	
<b>Defendant.</b>	:	

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**JOINT STIPULATION AND ORDER RELATED TO  
THE PRIMARY ELECTION ON MAY 7, 2019**

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Using the Sixth Circuit’s mediation process, the Parties intend to engage in mediation related to Plaintiffs’ second cause of action. Upon consideration of this matter and to enable the Parties time to engage in mediation, this Court orders that the three Orders allowing certain voters to cast provisional ballots in recent elections (Docs. 89, 92, and 93) (together, the “APRI Exception”) shall be reinstated, in part, and implemented for the limited and sole purpose of the election on May 7, 2019. While the APRI Exception is implemented for the election on May 7, 2019, any portion of Docs 89, 92, or 93 that prohibit or limit the Supplemental Process or notices thereunder are not reinstated and remain vacated. The Secretary shall issue a directive or directives implementing the APRI Exception for the May election. This Order furthers judicial efficiency, avoids costs associated with additional briefing, and enables the Parties to discuss resolution. All Parties have reviewed and consent to this Order. This Order and the re-implementation of the APRI Exception for the limited and sole purpose of the election on May 7, 2019 shall not be considered the status quo of election administration in Ohio and shall not be of precedential value

for either Party in any briefing and litigation of Plaintiffs' second cause of action. The Secretary's arguments against any remedy proposed by Plaintiffs are preserved and shall not be affected, prejudiced, or diminished in any way by this Order. Neither Party is considered a prevailing party with respect to this Order.

Respectfully submitted,

DAVE YOST  
Ohio Attorney General

s/Naila Awan

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NAILA AWAN, Trial Attorney  
(0088147)  
STUART C. NAIFEH\*  
CAMERON BELL\*  
Demos  
80 Broad St., 4th Flr.  
New York, NY 10004  
Telephone: 212-485-6055  
nawan@demos.org  
snaifeh@demos.org

s/Heather L. Buchanan

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HEATHER L. BUCHANAN (0083032)  
Senior Assistant Attorney General  
Constitutional Offices Section  
30 East Broad Street, 16th Floor  
Columbus, Ohio 43215  
Tel: (614) 466-2872; Fax: (614) 728-7592  
heather.buchanan@ohioattorneygeneral.gov

*Counsel for Defendant*  
*Secretary of State Frank LaRose*

FREDA J. LEVENSON (0045916)  
ACLU of Ohio  
4506 Chester Avenue  
Cleveland, Ohio 44103  
Telephone: 216-472-2220  
Email: flevenson@acluohio

DANIEL P. TOKAJI  
Cooperating Attorney for ACLU of Ohio  
The Ohio State University  
Moritz College of Law\*\*  
55 W. 12th Ave  
Columbus, OH 43210  
Telephone: 310-266-0402  
dtokaji@gmail.com

RICHARD SAPHIRE (0017813)  
Cooperating Attorney for ACLU of Ohio  
University of Dayton School of Law\*\*  
300 College Park  
Dayton, Ohio 45469  
Telephone: 937-229-2820

rsaphire1@udayton.edu

PAUL MOKE (0014099)  
Cooperating Attorney for ACLU of Ohio  
Wilmington College\*\*  
1252 Pyle Center  
Wilmington, Ohio 45177  
Telephone: 937-725-7501  
paul.moke@gmail.com

*Counsel for Plaintiffs*

\* *Admitted pro hac vice*

\*\* *Institutional affiliation for the purpose  
of identification only*

**Dated: March 12, 2019**

**IT IS SO ORDERED.**

*s/ George C. Smith*  
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**GEORGE C. SMITH**  
**UNITED STATES DISTRICT JUDGE**